

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

FC 2009-090026

12/15/2010

HONORABLE TIMOTHY J. RYAN

CLERK OF THE COURT
L. Wilkins
Deputy

IN RE THE MARRIAGE OF
MICHAEL A BROWN

JAMES D R REDPATH

AND

JULIE A SIMS

ANGELA K HALLIER

MINUTE ENTRY

Courtroom 402 - SE

9:25 a.m. This is the time set for continuing Evidentiary Hearing re: Mother's *Petition for Order to Appear Re Modification of Custody and Parenting Time* filed November 24, 2009. Petitioner/Father is present and is represented by above named counsel. Respondent/Mother is present and is represented by above named counsel.

Court Reporter, Jodie Guhr, is present.

A record of the proceeding is also made by audio and/or videotape.

LET THE RECORD REFLECT that the clerk of this division retained the exhibits from the hearing held on August 19, 2010 for use at this continued hearing.

Michael Brown and Julie Sims are sworn.

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Discussion is held regarding the parties *Stipulation Re Parenting Plan*.

LET THE RECORD REFLECT the Court approves and signs *Order Re: Parenting Plan* in open Court.

Pursuant to stipulation of the parties,

IT IS ORDERED adopting the co-parenting recommendations that appear on pages 18 through 22 of Dr. Moran's report, received in evidence on September 10, 2010 as exhibit 43, as the order of the Court, with some exceptions. The parties request that the Court rule on the following disputed issues contained in Dr. Moran's report: telephone access, whether both parties may attend medical appointments, who performs the parenting time exchanges and where the exchanges shall occur.

The other remaining issues to be addressed by the Court are as follows: allocation of parenting coordinator costs, child support, Christmas holiday parenting time, and attorney's fees.

Mother's case:

Julie Sims, previously sworn, now testifies.

Mother's exhibit 64 is marked for identification and received in evidence.

Mother's exhibit 65 is marked for identification and received in evidence.

Mother's exhibit 66 is marked for identification and received in evidence.

LET THE RECORD REFLECT all parties are now present for the criminal proceeding related to this case. The Court will recess at this time to handle the criminal matter.

The witness is excused subject to recall.

10:00 a.m. The court stands at recess.

Father's exhibits 67 through 71 are marked for identification.

11:15 a.m. Court reconvenes with the parties and respective counsel present.

A record of the proceedings is made by audio and/or videotape in lieu of a court reporter.

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Julie Sims resumes the stand and continues to testify.

LET THE RECORD REFLECT it is now 11:18 a.m. and the court reporter returns to the courtroom. The parties agree that the court reporter is no longer needed for the remainder of the family court proceeding; the court reporter was only required for the criminal proceeding that just concluded. The court reporter is excused.

Julie Sims continues to testify.

Father's exhibit 67 is received in evidence.

Father's exhibits 69 and 70 are offered but are not received in evidence.

The witness is excused.

Mother rests.

Father's case:

Michael Brown, previously sworn, now testifies.

Discussion is held regarding communication between the parties.

Pursuant to stipulation of the parties,

IT IS ORDERED the parties may only have contact with each other by email and only regarding issues pertaining to the children.

Michael Brown continues to testify.

Mother's exhibits 55 and 51 are received in evidence.

Mother's exhibit 72 is marked for identification and received in evidence.

Mother's exhibit 52 is received in evidence.

Mother's exhibits 53, 54, 56 and 57 are offered but are not received in evidence.

The witness is excused.

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Father rests.

IT IS ORDERED taking this matter under advisement.

There being no further need to retain the exhibits not offered in evidence in the custody of the Clerk of the Court,

IT IS ORDERED that the Clerk permanently release all exhibits not offered in evidence to the counsel/party causing them to be marked, or to their written designee.

IT IS FURTHER ORDERED that counsel/party or written designee take immediate possession of all exhibits referenced above.

IT IS FURTHER ORDERED permanently releasing exhibits 1 through 34, 68 and 71 to counsel for Father and exhibits 35 through 41, 45, 47 through 50 and 58 through 63 to counsel for Mother.

12:12 p.m. Hearing concludes.

ISSUED: *Exhibit Release Form (2)*

FILED: *Stipulation Re: Parenting Plan and Order Re: Parenting Plan*

All parties representing themselves must keep the Court updated with address changes. A form may be downloaded at: <http://www.superiorcourt.maricopa.gov/SuperiorCourt/Self-ServiceCenter>.